

8-21-03

SHEET 1 OF 4

FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 3676-18-CON-3	SERIAL NO. <u>10/646,503</u> <u>Not yet assigned</u>
INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)		APPLICANT Barreca	
		FILING DATE Herewith	GROUP ART 1615

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROP.
<u>S.T</u>	AA	4,156,740	5/29/79	Glass et al.	426	3	
	AB	4,157,402	6/5/79	Ogawa et al.	426	5	
	AC	4,223,023	9/16/80	Furda	424	180	
	AD	4,250,196	2/10/81	Friello	426	5	
	AE	4,292,329	9/29/81	Ogawa et al.	426	5	
	AF	4,316,915	2/23/82	Friello et al.	426	5	
	AG	4,400,372	8/23/83	Muhler et al.	424	48	
	AH	4,466,983	8/21/84	Cifrese et al.	426	5	
	AI	4,512,968	4/1985	Komiyama et al.	424	48	
	AJ	4,513,012	4/23/85	Carroll et al.	426	5	
	AK	4,642,235	2/10/87	Reed et al.	426	5	
	AL	4,647,450	3/3/87	Peters et al.	424	48	
	AM	4,683,138	7/28/87	Glass et al.	426	5	
	AN	4,738,850	4/19/88	Thakur et al.	424	468	
	AO	5,846,952	12/8/98	Vournakis et al.	514	55	
	AP	4,792,453	12/20/88	Reed et al.	426	5	
	AQ	4,963,367	10/16/90	Ecanow	424	485	
	AR	4,975,288	12/4/90	Hager et al.	426	5	
	AS	4,980,178	12/25/90	Cherukuri et al.	426	5	
	AT	5,078,460	1/7/92	Holsinger	312	244	
<u>S.T</u>	AU	5,125,819	6/30/92	Hager et al.	425	133.1	

EXAMINER	<u>S.T</u>	DATE CONSIDERED	<u>10/26/04</u>
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FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 3676-18-CON-3	SERIAL NO. <u>10/6416, 503</u> <u>Not yet assigned</u>
INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)		APPLICANT Barreca	
		FILING DATE Herewith	GROUP ART 1615

<u>S.T</u>	AV	5,248,508	9/28/93	Reed et ala.	426	5	
	AW	5,344,659	9/1994	Kurihara et al.	426	3	
	AX	5,409,905	4/25/95	Eby, III	514	23	
	AY	5,431,929	7/11/95	Yatka et al.	426	3	
	AZ	5,474,989	12/12/95	Hashimoto et al.	514	55	
	AAA	5,498,429	3/12/96	Orlandi et al.	426	5	
	ABB	5,569,477	10/29/96	Nesbitt	426	5	
	ACC	5,736,175	4/7/98	Cea et al.	426	6	
	ADD	5,747,475	5/5/98	Nordquist et al.	514	55	
	AEE	5,798,101	8/25/98	Haveson	424	730	
	AFF	5,824,291	10/20/98	Howard	424	48	
	AGG	5,827,526	10/27/98	Dohnalek et al.	424	440	
	AHH	5,830,883	11/3/98	Block et al.	514	55	
	AII	5,834,002	11/10/98	Athanikar	424	440	
	AJJ	5,846,557	12/8/98	Eisenstadt et al.	424	439	
	AKK	5,858,423	1/12/99	Yajima et al.	426	3	
	ALL	5,866,179	2/2/99	Testa	426	3	
	AMM	5,880,109	3/9/99	Nakaura et al.	514	55	
	ANN	5,885,630	3/23/99	Zurawski et al.	426	5	
	AOO	5,891,422	4/6/99	Pan et al.	424	49	
	APP	5,900,230	5/4/99	Cutler	424	49	
	AQQ	5,910,308	6/8/99	D'Jang	424	195.1	
	ARR	5,912,030	6/15/99	Huzinec et al.	426	3	
	ASS	5,916,606	6/29/99	Record et al.	426	3	
<u>S.T</u>	ATT	5,922,347	7/13/99	Hausler et al.	424	441	

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FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 3676-18-CON-3	SERIAL NO. <i>10/646,583</i> Not yet assigned
INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)		APPLICANT Barreca		
		FILING DATE Herewith	GROUP ART 1615	

<i>S.T</i>	AUU	5,945,107	8/31/99	Hessel et al.	424	728	
	AVV	6,165,516	12/26/00	Gudas et al.	424	003	
	AWW	6,224,872	5/1/01	Shibuya et al.	424	195	
	AXX	6,350,480	2/26/02	Umezis et al.	426	5	
	AYY	20020159956	10/31/02	Ream et al.	424	48	
	AZZ	20020127189	9/12/02	Myers et al.	424	48	
	AAAA	6,491,540	12/10/02	Barreca	439	440	
	ABBB	6,139,872	10/2000	Walsh	424	464	
	ACCC	6,248,378	6/2001	Ganan-Calvo	426	89	
<i>S.T</i>	ADDD	US 2002/0164398A	11/2002	Johnson et al.	426	3	

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
							YES	NO
<i>S.T</i>	AAAA	S59-025646	2/9/84	Japan			X	
<i>S.T</i>	AFFF	WO 98/23165	06/1998	World WO			X	
	AGGG							
	AHHH							

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FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 3676-18-CON-3	SERIAL NO. <u>10/646,503</u> <u>Not yet assigned</u>
INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)		APPLICANT Barreca	
		FILING DATE Herewith	GROUP ART 1615

OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

<u>S.T</u>	Alll	Sato et al., "On Drowsiness Preventive Gum that Contains Guarana Extract", 1988, pages 1-11
<u>S.T</u>	AJJJ	The Sydney Morning Herald, "Smarter up your act," 9/11/99, 4 pages
<u> </u>	AKKK	Web page for Xyldent Guarana, 2 pages
<u> </u>	ALLL	The Food Channel newsletter, 8/30/96, Vol. 8, No. 16
<u> </u>	AMMM	Printout of Kuel guarana products, 1 page
<u> </u>	ANNN	Printout of Herbalife "NRC" Gum (known as "Chew Slim Gum", 4 pages
<u>S.T</u>	AOOO	Morton JF. "Widespread tannin intake via stimulants and masticatories, especially guarana, kola nut, betel vine, and accessories"; Basic Life Sci 1992; 59:739-65
<u>S.T</u>	APPP	Miura et al. "Effect of guarana on exercise in normal and epinephrine-induced glycogenolytic mice"; Biol PHarm Bull, June 1998 21(6)646-8.

EXAMINER	<u>S.T</u>	DATE CONSIDERED	<u>10/27/09</u>
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U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 3676-18-CON-3	SERIAL NO. 10/646,503
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		FILING DATE August 21, 2003	GROUP ART 1615

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROP.
S.T	AA	4,971,806	11/20/90	Cherukuri et al.	426	5	
	AB	5,077,051	12/31/91	Gallopo et al.	424	435	
	AC	5,637,313	6/10/97	Chau et al.	424	440	
	AD	5,670,163	9/23/97	Cuca et al.	424	439	
	AE	5,858,391	1/12/99	Cuca et al.	424	439	
	AF	US 2002/0110581 A1	8/15/02	Ream et al.	424	440	
	AG	US 2003/0049208 A1	3/13/03	Ream et al.	424	48	
S.T	AH	US 2003/0138518 A1	7/24/03	Kiefer et al.	426	3	

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
							YES	NO
S.T	AI	DE 3941490 A1	6/20/91	German			X	
S.T	AJ	WO 9818339	5/7/98	PCT WO			X	

OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

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AL	

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U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROP.
S.T	AA	3,894,154	7/8/75	Graff et al.	426	5	
S.T	AB	4,150,161	4/17/79	Rudolph et al.	426	3	
S.T	AC	4,496,592	1/29/85	Kuwahara et al.	426	5	
S.T	AD	5,324,530	6/28/94	Kehoe et al.	426	516	
	AE						

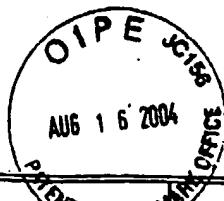
FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
							YES	NO
S.T	AF	2 540 707	2/16/83	France			X	
	AG							

OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

AH	Tropical Plant Database, Raintree Nutrition, Inc., Austin, Texas 78758, preprinted from <u>Herbal Secrets of the Rainforest</u> , 2nd edition, by Leslie Taylor. Published and copyrighted by Sage Press, Inc., 2003; Available on World Wide Web at http://www.rain.tree.com/guarana.htm	
AI	<u>Chaplin, Martin, Applied Science, London South Bank University "Water Activity"</u> , available from World Wide Web	
S.T	AJ Sloan, Elizabeth A., "The Ten Top Functional Food Trends", Food Technology, Vol. 54, No. 4, April 2000	

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*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROP.
S.T	AA	6,242,019	6/5/01	Bell et al.	426	74	
	AB						
	AC						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
							YES	NO
S.T	AD	WO 00/06127	2/10/00	WPO WO	—	—	X	
	AE							

OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

AF	
AG	
AH	

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	AA						
	AB						
	AC						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
							YES	NO
	AD							
	AE							

OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

Q.T	AF	Arellano, "More Amore? Herbal Gum Makers Cater to Natural Urges", Detroit Free Press, March 29, 1994
Q.T	AG	Horovitz, "Sticky business Ptooie! Gum on the outs with U.S. chewers", USA Today, July 16, 1998
	AH	

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10/27/04		
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FORM PTO-1441 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 3676-18-CON-3	SERIAL NO. 10/646,503
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U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROP.
S T	AA	1,298,670	4/1/19	Cramer			
S T	AB	4,997,654	3/5/91	Corsello et al.	424	440	
S T	AC	5,554,380	9/10/96	Cuca et al.	424	441	

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
							YES	NO
	AD							
	AE							

OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

AF	Harrison et al., <i>Alternative Field Crops Manual</i> , "Ginseng", pp. 1-8
AG	On-line Medical Dictionary definition of "taurine", Published at the Dept. Of Medical Oncology, University of Newcastle-upon-Tyne, Copyright 1997-2004. The CancerWEB Project. Available on the World Wide Web: http://cancerweb.ncl.ac.uk/cgi-bin/omd?taurine ;
AH	

EXAMINER	Q T	DATE CONSIDERED	10/28/04
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FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 3676-18-CON-3	SERIAL NO. 10/646,503
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S.T	AA	1,298,670	4/1/19	Cramer			
S.T	AB	4,997,654	3/5/91	Corsello et al.	424	440	
S.T	AC	5,554,380	9/10/96	Cuca et al.	424	441	

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		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
							YES	NO
	AD							
	AE							

OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

AF	Hamieen et al., <i>Alternative Field Crops Manual</i> , "Ginseng", pp. 1-8
AG	On-line Medical Dictionary definition of "taurine", Published at the Dept. Of Medical Oncology, University of Newcastle upon Tyne, Copyright 1997-2004 - The CancerWEB Project. Available on the World Wide Web: http://cancerweb.ncl.ac.uk/cgi-bin/omd?taurine
AH	

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